Respondent :—The M/s Sri Sikandar Rasulsai Avati, Sikandar Oil Mills, Jamakhandi, District Bijapur.

G. O. No. SWL 798 LLD 78 dated 26th September 1978.

Judgement & Award.

The Government of Karnataka have made this reference under clause (c) of sub-section (1) of Section 10 of the Industrial Disputes Act 1947 (Central Act 14 of 1947) referring the dispute between the workman Sri R. M. Shinde and the Management of Sri Sikandar Oil Mills, Jamakhandi, District Bijapur to this Court for adjudication on the following points of dispute.

"I. Is the Management justified in terminating the services of Sri R. M. Sindhe with effect from 20th April 1978?

II. If not, to what relief or reliefs, the said workman is entitled?

2. After the reference was received, notice was issued to the claimant to file his claim statement. The claimant has filed his claim statement. Notice was then issued to the Respondent to file written statement. It has not appeared and contested the claim of the claimant.

3. In support of his case the claiment has examined himself and closed. No documentary evidence is adduced on his behalf.

4. I said the Respondent has remained absent and it has not adduced any evidence.

5. I have perused the records and heard Sri Holingalli learned advocate for the claimant.

6. The claimant as WW-1 has stated that he was working in the Respondent Oil Mills since one or 1½ years. He was getting a salary of Rs. 150 though it was agreed that he should be paid a salary of Rs 200. On 20th April 1978 they terminated his services. No notice was issued to him before his services were terminated. No domestic enquiry was held against him before his services were terminated. He prays that he may be reinstated in service with full back wages.

7 The claimant has sworn that no domestic enquiry was held against him before his services were terminated. I must accept his evidence and hold that the termination of the claimant is illegal because no domestic enquiry has been held against him before his services were terminated. He must be reinstated in service with full back wages and continuity of service.

8. In the result the reference succeeds and is allowed. I direct the Respondent to reinstate the claimant immediately into service with full back wages. Continuity of service is allowed. The Respondent must pay costs Advocate's fee is Rs 50.

(Dictated to the Stenographer transcribed and typed by him and corrected by me)

H. L. Narayanagowda
Presiding Officer
Labour Court, Hubli.

Place : Hubli
Date : 13th July 1979

Order No. SWL 224 LLA 79

Bangalore, dated the 31st July 1979.

Whereas by State Government Order No SWL 798 LLD 78 dated 26th September 1978 the Industrial Dispute between the workmen and the management of M/s Sikandar Resulbai Avati, Sikandar Oil Mills, Jamakhandi District Bijapur was referred to the Labour Court, Hubli, for adjudication ;

And whereas the Presiding Officer, Labour Court, Hubli has submitted to the State Government its award in respect of the said Industrial Dispute ;

Now, therefore, in exercise of the powers conferred by Section 17 of the Industrial Disputes Act 1947 (Central Act 14 of 1947), the Government of Karnataka are pleased to direct the publication of the said Award as above, in the *Karnataka Gazette*.

By Order and in the name of the Governor of Karnataka,

J. PILLAPPA,
Desk Officer,
Social Welfare and Labour Department.
Labour-A.

1679 S.U 2023

Order No. SWL 592 LLD 78.

Bangalore dated 30th July 1979

Whereas the Government of Karnataka are of opinion that an Industrial Dispute exist between the workmen and the management of Tchnopak Engineering Company, C-105, Industrial Estate. Rajajinagar, Bangalore 10 on the points noted below ;

And, whereas the Government of Karnataka consider it desirable to refer the dispute for adjudication ;

Now, therefore in exercise of the powers conferred by clause (c) of sub section ( ) of Section 10 of the Industrial Disputes Act, 1947 Central Act No. 14 of 1947), the Government of Karnataka hereby refer the said dispute for adjudication to the Additional Labour Court at Bangalore.